

UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT  
November 22, 2011  
Elisabeth A. Shumaker  
Clerk of Court

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ERIC GRIFFIN,

Petitioner - Appellant,

v.

FNU LNU, Regional Director of the  
Board of Prisons, et al.,

Respondents - Appellees.

No. 11-3234  
(D.C. No. 5:11-CV-03064-RDR)  
(D. of Kansas)

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**ORDER**

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On September 16, 2011, this court issued an order consolidating this appeal with 11-3181 for procedural purposes and advising appellant Griffin that his brief for 11-3234 remained due on or before October 17, 2011. (The order noted that the brief for 11-3181 had already been filed.) Mr. Griffin failed to file a brief for 11-3234 by the due date and, on October 26, 2011, the court issued a deficiency notice giving him additional time (to and including November 7, 2011) to file the brief and advising him that failure to file the brief by November 7, 2011 may result in dismissal without further notice.

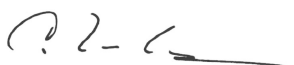
As of the date of this order, Mr. Griffin has failed to file a brief in 11-3234, or otherwise respond to the court's October 26, 2011 deficiency notice.

Therefore, 11-3234 is dismissed for lack of prosecution. 10th Cir. R. 42.1.

A copy of this order shall stand as and for the mandate of this court as to 11-3234 only.

Mr. Griffin's other appeal (11-3181) remains pending with this court.

Entered for the Court  
ELISABETH SHUMAKER, Clerk of Court

by:   
Christine Van Coney  
Counsel to the Clerk